

## HILL OID FACT SHEET

REVISED 11/05/08

***Revisions from prior version are indicated in italics.***

1. *On 10-19-2006, Officer Jeffrey Adcox was on patrol when he first noticed a subject in a vehicle. Adcox said the subject, a man, "had a weird look," and was, "trying to get away from" Adcox. The man pulled over and stopped, so Adcox, "let it go."*<sup>1</sup>
2. *About 15 minutes later, Ofcr. Adcox said he saw the same man again driving. Again, the man pulled over. Ofcr. Adcox said he pulled up next to the man's parked car, and began a "consensual encounter" and conversation. Ofcr. Adcox said the man complained that the officer was "harassing" the man. Ofcr. Adcox said he again drove away without taking action.*<sup>2</sup>
3. *Ofcr. Adcox said he did not believe the man's statement that he was visiting a friend, so Ofcr. Adcox remained in the immediate area.*<sup>3</sup>
4. *Ofcr. Adcox described driving around the block, and then seeing the man driving toward him. The man then made a u-turn, and drove though two stop signs without stopping.*<sup>4</sup>
5. At approximately 10:17 a.m., Ofcr. Adcox initiated a traffic stop at Crest Avenue and Babb Street on a red Toyota 4-door license #5VEE903 driven by Joseph Darnell Hill.<sup>5</sup>
6. *Ofcr. Adcox said the reason for the stop was that Hill failed to come to a complete stop at two intersections.*<sup>6</sup>
7. *Witness Quinonez saw a police officer (Adcox) and a driver (Hill) stopped in front of Quinonez' home.*<sup>7</sup>
8. *Quinonez watched the incident from a distance of about 25-30 feet.*<sup>8</sup>
9. *Quinonez is primarily conversant in Spanish, but said he understands and speaks some English*<sup>9</sup>
10. Ofcr. Adcox activated his belt recorder in order to record the contact.<sup>10</sup>
11. Ofcr. Adcox approached the vehicle and talked with Hill obtaining his driver's license.<sup>11</sup>
12. *Ofcr. Adcox said that Hill appeared mad, and that Hill was yelling, and Hill's hands were shaking "real bad."*<sup>12</sup>
13. Ofcr. Adcox returned to his vehicle and "paused" his belt recorder while requesting backup on his police radio.<sup>13</sup>
14. Ofcr. Adcox broadcast his request for a back-up, "can I get an 11-10," approximately 2 minutes and 15 seconds after the stop was broadcast.<sup>14</sup>
15. Ofcr. Adcox talked with Ofcr. Ili after he arrived, but there was no car-to-car radio traffic between Adcox and Ili. There is no recorded radio traffic between Adcox and Ili.<sup>15</sup>

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16. *Ofcr. Adcox said he told Ofcr. Ili that Hill had been avoiding Adcox for an unknown reason, and that something just didn't seem right about the circumstances.*<sup>16</sup>
17. *Ofcr. Ili recalled that Ofcr. Adcox said Hill had looked like he was stuffing something inside the car, and so Ofcr. Adcox wanted to get Hill out of the car.*<sup>17</sup>
18. Both officers approached Hill's vehicle.<sup>18</sup>
19. Ofcr. Adcox asked Hill to step out of the car and he complied.<sup>19</sup>
20. *Ofcr. Adcox conducted a pat-down search, and detected no weapons.*<sup>20</sup>
21. Ofcr. Adcox instructed Hill to sit on the curb with his legs extended in front of him.<sup>21</sup>
22. Hill complied but argued with the officers and accused them of harassment.<sup>22</sup>
23. *Ofcr. Adcox told Hill 3 consecutive times to straighten his legs, and Hill twice replied that his legs were straight.*<sup>23</sup>
24. *Ofcr. Adcox said at first Hill didn't cross his legs, and then when he did cross them, he did so in such a way that he could still stand up and run.*<sup>24</sup>
25. *Ofcr. Adcox said he did not feel comfortable about Hill's behavior.*<sup>25</sup>
26. *Ofcr. Ili also said he did not feel comfortable about the contact at that point.*<sup>26</sup>
27. Ofcr. Adcox elected to place Hill in the back seat of the police car while he and Ili searched the vehicle.<sup>27</sup>
28. Ofcr. Adcox said he picked Hill up from the seated position, and put Hill's hands behind his back, and had hold of Hill's fingers, and began to walk Hill to the police car.<sup>28</sup>
29. *Witness Quinonez said the officers said, "we're going to arrest you."*<sup>29</sup>
30. *However, four (4) times before making the above statement, Witness Quinonez said that Hill said, "you're not going to arrest me," without Quinonez making any mention of a preceding statement by officers.*<sup>30</sup>
31. *Ofcr. Adcox said he did not tell Hill he was under arrest. Adcox said he intended to tell Hill that he was not under arrest, and that Hill was only going to be placed in the rear of the police car, but Hill suddenly attacked before Adcox said anything.*<sup>31</sup>
32. *Ofcr. Ili said neither he nor Ofcr. Adcox told Hill he was under arrest.*<sup>32</sup>
33. Ofcr. Adcox said as he started to tell Hill what was going to happen, Hill stated, "You're gonna arrest me? What the fuck you arrestin' me for?"<sup>33</sup>
34. *The digital recording has no record of officers advising Hill he was under arrest, but does have the above statement by Hill.*<sup>34</sup>

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35. Hill spun around and initiated a fight with the officers.<sup>35</sup>
36. Hill put his arm around Ofcr. Adcox' neck, and placed Adcox in a headlock.<sup>36</sup>
37. Witness Quinonez saw Hill spin and grab one police officer, then punch the officer in the head.<sup>37</sup>
38. Witness Navarette saw Hill raise both arms and "attack" one officer.<sup>38</sup>
39. Hill and Ofcr. Adcox went to the ground.<sup>39</sup>
40. On his way to the ground, Ofcr. Adcox struck his head on the police car passenger side mirror.<sup>40</sup>
41. Ofcr. Ili also went to the ground in an attempt to aid Ofcr. Adcox..<sup>41</sup>
42. Ofcr. Adcox saw Ofcr. Ili was also on the ground, and Ili's back was to Hill.<sup>42</sup>
43. Ofcr. Ili felt tugging on his holstered firearm, which caused his "Sam Brown" duty belt to twist. Ofcr. Ili believed that Hill was trying to remove the gun from the holster.<sup>43</sup>
44. Ofcr. Adcox saw Hill tugging on Ofcr. Ili's "Sam Brown" (duty belt).<sup>44</sup>
45. Ofcr. Ili grabbed his holstered gun with his right hand. Ili then turned onto his right side, causing Hill to release his hold of the holstered gun.<sup>45</sup>
46. Ofcr. Ili then felt tugging on the other (left) side of his Sam Brown.<sup>46</sup>
47. *Witness Quinonez said Hill was trying to grab the a taser, but it is unclear from the interview at what point in time Quinonez observed this act.*<sup>47</sup>
48. Ofcr. Ili saw Hill holding a taser, trying to turn the safety off.<sup>48</sup>
49. Ofcr. Ili pulled the cartridge from the front of the taser to prevent being shot with the taser darts.<sup>49</sup>
50. Ofcr. Ili grabbed Hill's wrist and tried to turn the taser from being pointed at him.<sup>50</sup>
51. Ofcr Ili believed that he would be disabled if he was tased.<sup>51</sup>
52. Ofcr. Adcox heard the sound of a discharging taser, then saw Hill holding a taser with both hands.<sup>52</sup>
53. Ofcr. Adcox heard Ofcr. Ili yelling, and thought Ili was being tased.<sup>53</sup>
54. Ofcr. Adcox believed that if Hill was able to tase the officers, he would disable and kill them.<sup>54</sup>
55. Ofcr. Adcox pushed away from Hill, pulled his duty weapon, and fired several times at Hill's torso.<sup>55</sup>

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56. At 10:25, eight (8) minutes after the traffic stop was broadcast, Ofcr. Adcox advised "shots fired."<sup>56</sup>
57. Hill was treated at the scene by paramedics, then transported to Riverside Community Hospital where he died.<sup>57</sup>
58. The shooting was broadcast at 10:25:58. Dispatch alerted AMR and the Fire Department to respond at 10:26. Fire Engine 7 advised it was on-scene 6 minutes later at 10:32, and broadcast that AMR was already on-scene. Engine 1 advised that a paramedic and AMR were enroute to community hospital at 10:34, 8 minutes after the initial shooting call went out.<sup>58</sup>
59. *Parkview Emergency Room physician Dr. Abdelsheid told RPD Detective Smith that Abdelsheid pronounced Hill deceased at 11:17.*<sup>59</sup>
60. Post mortem toxicology examination detected the presence of cannabanoids (marijuana by-product) in Hill's blood, but no value was assigned from which to determine intoxication.<sup>60</sup>
61. The Riverside County Coroner identified the cause of death as from gunshot wounds. Five gunshot wounds were identified.<sup>61</sup>
62. *Ofcr. Ili's taser and taser cartridge were subject to examination for DNA comparisons, but neither item yielded sufficient material for results.*<sup>62</sup>

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<sup>1</sup> Officer Adcox interview, by Detective Medici. Criminal Investigation Book, tab 55, pg 3, lines 95-101.

<sup>2</sup> Ibid, lines 102-14.

<sup>3</sup> Ibid, lines 114-21.

<sup>4</sup> Ibid, lines 121-29.

<sup>5</sup> RPD Initial Report, P06092770, Detective Mike Medici, pg. 1, CIB (Criminal Investigation Book), (tab 3).

<sup>6</sup> Adcox interview, pg 3, lines 122-32 (tab 55).

<sup>7</sup> Witness Quinonez interview, Officer Nelson and Detective Shumway, pgs 2-3, lines 88-100 (tab 24).

<sup>8</sup> Ibid, pg 9, line 375.

<sup>9</sup> Quinonez interview, pg 2, line 58-61 (tab 24).

<sup>10</sup> Officer Adcox interview, pg 3, (tab 55); Adcox belt recorder transcription, (CIB, tab 73)

<sup>11</sup> Ofcr. Adcox interview, pg 3 (tab 55); Adcox belt recorder transcription, (tab 73); Interview report, Warnberg, witness Quinonez pg 1 (RCPRC)

<sup>12</sup> Ofcr. Adcox interview, pg 4 (tab 55).

<sup>13</sup> Ofcr. Adcox interview, pg 25, (tab 55).

<sup>14</sup> Police radio main channel transcript, pg 2 (tab 74); CD of police radio main channel, approx 2:50 mark.

<sup>15</sup> Ibid.

<sup>16</sup> Ibid, pg 4, line 152-53.

<sup>17</sup> Officer Ili interview, Det, Medici, pg 2, line 89; pg 5, line 197 (tab 56).

<sup>18</sup> Interview report, Warnberg, witness Quinonez pg 1 (RCPRC)

<sup>19</sup> Adcox belt recorder transcription (tab 73)

<sup>20</sup> Adcox interview, pg 4, lines 167-71; pg 8, lines 338-46 (tab 55). Ili interview, pg 3, lines 103-04 (tab 56).

<sup>21</sup> Interview report, Warnberg, witness Quinonez pg 1 (RCPRC)

<sup>22</sup> Adcox belt recorder transcription (tab 73)

<sup>23</sup> Ibid, pgs 2-3, lines 88-98.

<sup>24</sup> Adcox interview, pgs 8-9, lines 359-62 (tab 55).

<sup>25</sup> Ibid, pg 10.

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- <sup>26</sup> Ili interview, pg 3, lines 110-11; pgs 6-7 (tab 56).
- <sup>27</sup> Adcox interview, pg 5 (tab 55); Ili interview, pg 3 (tab 56); Interview report, Warnberg, witness Quinonez pg 1 (RCPRC)
- <sup>28</sup> Adcox interview, pgs 11-12, lines 493-533 (tab 55).
- <sup>29</sup> Quinonez interview, pg 16, line 682 (tab 24).
- <sup>30</sup> Quinonez interviews: (1) pg 2, line 45-46 (tab 23); (2) pg 4, line 159-61 (tab 24); (3) pg 8, line 317-18 (tab 24); (4) pg 8, line 352-53 (tab 24)..
- <sup>31</sup> Adcox interview, pgs 11-12, lines 480-97 (tab 55).
- <sup>32</sup> Ili interview, pg 7, lines 276-88 (tab 56).
- <sup>33</sup> Adcox interview, pg 11-12, lines 493-97 (tab 55).
- <sup>34</sup> Digital recording transcript, pg 3 (tab 73).
- <sup>35</sup> Adcox interview, pg 6 (tab 55); Ili interview, pg 3 (tab 56) ; Interview report, Warnberg, witness Quinonez pg 2 (RCPRC);
- <sup>36</sup> Adcox interview (tab 55).
- <sup>37</sup> Interview of Witness Quinonez (tab 24).
- <sup>38</sup> Interview of Witness Navarette (tab 25).
- <sup>39</sup> Adcox interview.
- <sup>40</sup> Ibid.
- <sup>41</sup> Ili interview (tab 56).
- <sup>42</sup> Adcox interview.
- <sup>43</sup> Ili interview.
- <sup>44</sup> Adcox interview.
- <sup>45</sup> Ili interview, pg 10, lines 424-44 (tab 56).
- <sup>46</sup> Ibid.
- <sup>47</sup> Quinonez interview, pg 12-13 (tab 24).
- <sup>48</sup> Ili interview (tab 56).
- <sup>49</sup> Ibid.
- <sup>50</sup> Ibid.
- <sup>51</sup> Ibid.
- <sup>52</sup> Ibid.
- <sup>53</sup> Ibid.
- <sup>54</sup> Adcox interview.
- <sup>55</sup> Ibid.
- <sup>56</sup> Synopsis, and CAD records (tab 3).
- <sup>57</sup> Coroner's report (tab 10).
- <sup>58</sup> CAD Fire broadcast (tab 77).
- <sup>59</sup> Supplemental Report, Det. D. Smith, pg 3 (tab 18).
- <sup>60</sup> Bio Tox Laboratory report (tab 66).
- <sup>61</sup> Coroner's report (tab 10).
- <sup>62</sup> Ev. Tech Lujan's report (tab 69).